

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 4203-03
BILL NO.: HCS for HB 1680
SUBJECT: Firearms: Civil Procedures, Liability
TYPE: Original
DATE: April 24, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials of the **Department of Public Safety-Missouri Highway Patrol** and **Department of Natural Resources- State Park Rangers** assume no fiscal impact.

Officials of the **Office of the Attorney General** assume no fiscal impact to their office.

Officials of the Cities of **Springfield** and **St. Joseph** assume no fiscal impact.

Officials of the **Kansas City Manager's Office** stated that passage of this proposal would forever preclude the City from filing any such case against a gun manufacturer. Any resulting financial impact to the City would be impossible to predict, since it is impossible to predict with any certainty whether any such lawsuit would or could be successfully prosecuted.

Oversight is not able to predict or estimate whether in the absence of this legislation if any political subdivision would receive any settlement from litigation, therefore, Oversight will show fiscal impact to local governments as \$0 to (Unknown).

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	\$0	\$0	\$0

<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
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<u>Fiscal Impact to Local Governments from Prohibition on Gun Lawsuits.</u>	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
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FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

L.R. NO. 4203-03
BILL NO. HCS for HB 1680
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This bill prohibits the state or any city, county, or other political subdivision from bringing suit against a firearms or ammunition manufacturer, trade association, or dealer for damages, abatement, or injunctive relief from the design, manufacture, marketing, or sale of firearms or ammunition. This provision applies to suits pending as of the effective date of the bill and all future suits. The bill exempts suits for injury or death under common law or statute caused by firearms or ammunition.

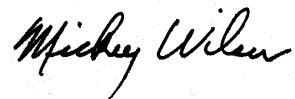
The bill does not prevent suits for breach of contract or warranty for firearms or ammunition purchased by the state or a political subdivision.

The bill also states that the lawful design, marketing, manufacture, and sale of firearms and ammunition are not unreasonably dangerous activities and do not constitute a nuisance.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Natural Resources- Division of State Parks
Office of the Attorney General
Department of Public Safety- Missouri Highway Patrol
Office of State Courts Administrator
Kansas City Manager's Office
City of Springfield
City of St. Joseph



Mickey Wilson, CPA
Acting Director
April 24, 2002